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May 25, 2004

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CERTIFICATE OF MAILING 37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 23312-1450, on

the date below:

May 25, 2004

Date

Robert E. Hanson

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

SN 10/052,771 entitled "PLANTS HAVING RESISTANCE TO MULTIPLE

HERBICIDES AND ITS USE" by John A. Schillinger et al.

Our Ref. ASGR:002USD1; Client Reference: 15204

Commissioner:

Enclosed for filing in the above-referenced patent application is:

- 1. An Amendment and Response to Office Action Dated February 25, 2004, with Appendix 1 (Declaration of Dr. Joseph R. Byrum); and
- 2. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/ASGR:002USD1.

Respectfully submitted,

Robert E. Hanson Reg. No. 42,628

REH/vv

Encl.: as noted

25417855.1





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Schillinger *et al*.

Serial No.: 10/052,771

Filed: January 23, 2002

For: PLANTS HAVING RESISTANCE TO MULTIPLE HERBICIDES AND ITS USE

Group Art Unit: 1661

Examiner: Para, A.

Atty. Dkt. No.: ASGR:002USD1

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May 25, 2004

Date

AMENDMENT AND RESPONSE TO OFFICE ACTION DATED FEBRUARY 25, 2004

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Office Action dated February 25, 2004, for which the three-month date for response is May 25, 2004. Should any fees become due in connection with this paper consider this paragraph a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from *Fulbright & Jaworski, L.L.P.* Account No. 50-1212/ASGR:002USD1.

Reconsideration of the application is respectfully requested.